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Your reference: 05765547.4

Our reference: B827g; 100; 630; aal

Date: 23 July 2008

European Patent Office  
Munich D-80298  
Germany

EPO - Munich  
47  
04. Aug. 2008

Dear Sirs,

European Patent Application No. 05765547.4  
Based on Japanese PCT Application No. PCT/JP2005/012731  
Applicant: Shin Caterpillar Mitsubishi Ltd.  
Short title: Control Circuit for Construction Machine

In connection with the above identified patent application, which has an earliest priority date of 28 December 2004, please could you advise us as to when we may expect any further progress on this application.

Yours faithfully,

ABLETT; Graham Keith  
Authorized Representative

Total 1 page not inc any cover sheet

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Date

16.08.07

Reference B827	Application No./Patent No. 05765547.4 - 1256 PCT/JP2005012731
Applicant/Proprietor Shin Caterpillar Mitsubishi Ltd.	

#### Notification of European publication number and information on the application of Article 67(3) EPC

You are hereby informed that the technical preparations for the publication of the translation of the above-mentioned international application as supplied to the EPO pursuant to Article 158(2) EPC have been completed.

The translation will be published on 12.09.07.

The publication number is: 1832685.

The publication in accordance with Article 158(3) EPC will be mentioned in European Patent Bulletin number 2007/37: ([http://www.european-patent-office.org/e\\_pub/bulletin/index.htm](http://www.european-patent-office.org/e_pub/bulletin/index.htm)).

The title of the invention in the three official languages of the European Patent Office is worded as follows:

STEUERSCHALTUNG FÜR BAUMASCHINE  
CONTROL CIRCUIT OF CONSTRUCTION MACHINE  
CIRCUIT DE COMMANDE D' UNE MACHINE DE CONSTRUCTION

The provisional protection under Article 67(1) and (2) EPC in the individual contracting states becomes effective only when the conditions referred to in Article 67(3) EPC have been fulfilled. For further information, also with respect to extension states, please refer to the EPO brochure "National Law relating to the EPC" (<http://www.european-patent-office/legal/national/index.htm>).

In all future communications to the EPO, please quote the application number as indicated above, i.e. including the final four figures (which identify the Directorate responsible for the subsequent procedure).

#### REMARK:

For European patent applications with a date of publication after 01.04.05, no paper copies will be forwarded to the applicant any longer. The publication can be downloaded, free of charge, from the EPO publication server <https://publications.european-patent-office.org> or can be ordered from the Vienna sub-office upon payment of a fee (see Decision of the President of the EPO dated 22 December 2004, OJ 2005, 124 and Notice from the EPO dated 22 December 2004 concerning the introduction of electronic publication of European patent applications (A-documents) and European patent specifications (B-documents) as well as changes to Rules 51(4), 54 and 108 EPC, OJ EPO 2005, 126).

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06-08-2007

Reference  
B827

Application No./Patent No.  
05765547.4 - 1256 PCT/JP2005012731

Applicant/Proprietor  
Shin Caterpillar Mitsubishi Ltd.

## Communication pursuant to Rules 109 and 110 EPC

### (1) Amendment of application documents, especially the claims (R. 109 EPC)

The above mentioned international (Euro-PCT) application has entered the European phase, or can do so, once the necessary conditions are fulfilled.

Under Articles 28, 41 PCT, Rules 52, 78 PCT and Rule 86(2) to (4) EPC, the applicant may amend the application documents after receiving the international search report.

**Whether or not he has already done so, he now has a further opportunity to file amended claims or other application documents within a non-extendable time limit of one month after notification of the present communication (R. 109 EPC).**

The claims applicable on expiry of the above time limit, i.e. those filed on entry into the European phase or in response to the present communication, will form the basis for the calculation of any claims fee to be paid (see page 2) and for any supplementary search to be carried out under Article 157(2) EPC (R. 109 EPC).

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**(2) Claims fees under Rule 110 EPC**

If the application documents on which the European grant procedure is to be based comprise more than ten claims, a claims fee shall be payable for the eleventh and each subsequent claim within the period provided for in Rule 107(1) EPC.

- ☒ Based on the application documents currently on file, all necessary claims fees have already been paid (or the documents do not comprise more than 10 claims).
- ☐ All necessary fees will be/have been debited automatically according to the automatic debit order.
- ☐ The claims fee due for the claims ..... to ..... were not paid within the above-mentioned period.

Any non-paid claims fee, either based on the current set of claims or on any amended claims to be filed pursuant to Rule 109 EPC (see page 1), may still be validly paid within a non-extendable period of grace of **one month** after notification of this communication.

If a payment is made for only some of the claims, it must be indicated for which claims it is intended. If a claims fee is not paid in due time, the claim concerned is deemed to be abandoned (R. 110(4) EPC).

If claims fees have already been paid, but on expiry of the above-mentioned time limit there is a new set of claims containing fewer fee-incurring claims than previously, the claims fees in excess of those due under Rule 110(2), 2nd sentence, EPC will be refunded (R. 110(3) EPC).

You are reminded that any supplementary search under Article 157(2) EPC will relate only to the last set of claims applicable on expiry of the above time limit AND will be confined to those fee-incurring claims for which fees have been paid in due time.

**The fee for the eleventh and each subsequent claim is EUR 45,00.**

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